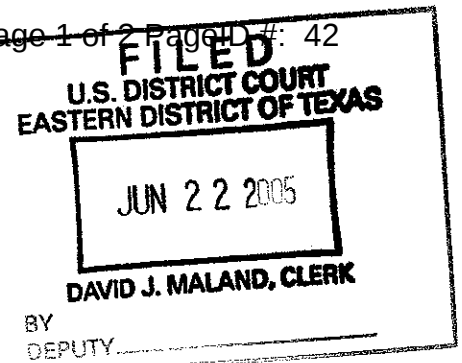


United States District Court
 EASTERN DISTRICT OF TEXAS
 SHERMAN DIVISION



UNITED STATES OF AMERICA §
 §
 vs. §
 §
 JOSEPH W. BURNETT §

Case No. 4:05cr7
 (Judge Schell)

**MEMORANDUM ADOPTING REPORT AND
 RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the above-referenced criminal action, this Court having heretofore referred the request for the revocation of Defendant's supervised release to the United States Magistrate Judge for proper consideration. Having received the report of the United States Magistrate Judge pursuant to its order, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the Court. It is, therefore,

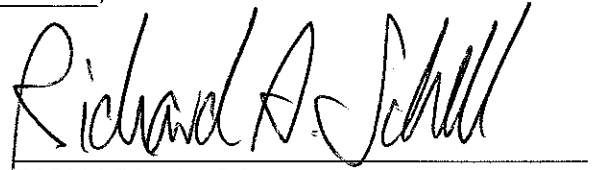
ORDERED that the Magistrate Judge's Report is **ADOPTED** as the opinion of the Court. It is further

ORDERED that Defendant's supervised release is hereby **REVOKED**. It is further

ORDERED that Defendant is sentenced to a term of imprisonment of six (6) months, with twenty-six (26) months of supervised release to follow. It is finally

ORDERED that Defendant pay restitution to the victim listed on the "Victim Impact" section of the pre-sentence report beginning immediately and continuing at a rate of ten (10) percent of Defendant's gross monthly income after release until the restitution is paid in full.

SIGNED this 22nd day of June, 2005.

A handwritten signature in black ink, reading "Richard A. Schell". The signature is written in a cursive style with a horizontal line underneath it.

RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE